1 2 3 4 UNITED STATES DISTRICT COURT 5 DISTRICT OF NEVADA 6 * * * 7 8 CHARLES CASTON, et al., 9 Plaintiff(s), 2:08-cv-0038-RLH-RJJ 10 ORDER VS. 11 SHAUNIE ONEAL, et al., 12 Defendant(s). 13 14 Before this Court is the Report and Recommendation of United States Magistrate 15 Judge (#2, filed March 5, 2008), entered by the Honorable Robert J. Johnston, regarding the 16 frivolous nature of the Complaint filed herein. No objection was filed to Magistrate Judge 17 Johnston's Report and Recommendation of United States Magistrate Judge in accordance with 18 Local Rule IB 3-2 of the Rules of Practice of the United States District Court for the District of 19 Nevada and the matter was submitted for consideration. 20 The Court has conducted a *de novo* review of the record in this case in accordance 21 with 28 U.S.C. §636(b)(1)(B) and (C) and Local Rule IB 3-2 and determines that the Report and 22 Recommendation of Magistrate Judge Johnston should be accepted and adopted. 23 //// 24 //// 25 //// 26 ////

IT IS THEREFORE ORDERED that Magistrate Judge's Report and Recommendation (#2) is AFFIRMED and ADOPTED, and the Complaint is DISMISSED with prejudice. Dated: March 25, 2008. Roger L. Hunt Chief United States District Judge